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14 **UNITED STATES DISTRICT COURT**
15 **EASTERN DISTRICT OF CALIFORNIA**

16 BARCLAY GUNDERSON,) No. 2:22-cv-1365 DB
17 Plaintiff,) STIPULATION FOR VOLUNTARY
18 v.) REMAND PURSUANT TO SENTENCE
19 KILOLO KIJAKAZI,) FOUR OF 42 U.S.C. § 405(g) AND ORDER
20 Acting Commissioner of Social Security)
21 Defendant.)
22

23 IT IS HEREBY STIPULATED, by and between the parties, through their undersigned
24 attorneys, and with the approval of the Court, that the Commissioner of Social Security has
25 agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The
26 purpose of the remand is to offer Plaintiff a new decision.

27 On remand, the Commissioner will offer Plaintiff the opportunity for a new hearing;
28 develop the record as necessary; consider all pertinent issues *de novo*, including, but not limited
20 to, reconsidering the medical opinions and prior administrative medical findings pursuant to
C.F.R. §§ 404.1520c, 416.920c; and issue a new decision. The parties further request that the

1 Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against
2 Defendant, reversing the final decision of the Commissioner.

3

4 Respectfully submitted,

5

6 Dated: December 8, 2022

7 */s/ Betty Herrera **
8 BETTY HERRERA
9 Attorney for Plaintiff
10 (* approved via email on 12/2/22)

11 Dated: December 8, 2022

12 PHILLIP A. TALBERT
13 United States Attorney
14 MATHEW W. PILE
15 Associate General Counsel, OPL Office 7
16 Social Security Administration

17 By: */s/ Marcelo Illarmo*
18 MARCELO ILLARMO
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20 Attorneys for Defendant

21 **ORDER**

22 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
23 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, IT
24 IS ORDERED that the above-captioned action is remanded to the Commissioner of Social
25 Security for further proceedings consistent with the terms of the Stipulation to Remand.

26 The Clerk of the Court shall enter a final judgment in favor of Plaintiff, and against
27 Defendant, vacating and reversing the final decision of the Commissioner, and close this case.

28 DATED: December 14, 2022

/s/ DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE